



**CHICOPEE CITY COUNCIL  
ORDINANCE COMMITTEE**

**ACCEPTED**

**MEMBERS**

James Tillotson, Chairman  
George Moreau, Vice-Chairman  
Donald Demers  
Robert J. Zygarowski  
Timothy McLellan

**MINUTES  
April 13, 2010**

The following are the minutes of a public hearing held Tuesday, April 13, 2010 at 6:30 PM in the City Council Chambers, Fourth Floor, City Hall Annex, 274 Front Street, Chicopee, MA 01013.

**Members Present:** Tillotson, Moreau, Demers, Zygarowski, McLellan

**Also Present** Councilor Laflamme, Councilor Krampits (Arrived 6:38), Daniel Garvey (Associate City Solicitor), Keith Rattell (City Clerk), Tom Hamel (Chief Operator)

The meeting was called to order at 6:30 PM

**ITEM #1**

Golf Revolving Fund – Driving Range

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A GOLF DRIVING RANGE REVOLVING FUND.

SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2010, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:

PROGRAM – GOLF DRIVING RANGE

PURPOSE – TO RECEIVE INCOME FROM THE SALE OF TOKENS FOR A BUCKET OF GOLF BALLS IN ORDER TO COVER REPLACEMENT COSTS FOR SUPPLIES, EQUIPMENT AND OTHER RELATED COSTS ASSOCIATED WITH DRIVING RANGE OPERATIONS.

RECEIPTS – A \$5.00 FEE PER TOKEN WILL BE CHARGED IN ORDER TO PURCHASE A BUCKET OF GOLF BALLS FOR THE DRIVING RANGE.

EXPENDITURES – THE GOLF COMMISSION SHALL BE AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.

LIMIT ON EXPENDITURE – ALL FUNDS PAID INTO THE DRIVING RANGE REVOLVING FUND MAY BE EXPENDED FOR THE PURPOSE OF THIS ORDINANCE DURING THE YEAR OF OPERATION.

ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.

Golf Commission was not present at the meeting. Motion made to table. Motion passed.

## **ITEM #2**

BE IT ORDAINED, THAT THE CITY COUNCIL, ACTING UNDER THE PROVISIONS OF MASSACHUSETTS GENERAL LAWS AS AMENDED, THE CITY CHARTER, AND OF ANY AND EVERY POWER AND AUTHORITY IT THEREUNTO ENABLING, HEREBY AMENDS CHAPTER 144 SECTION 20

DELETE I (1) (2) (3) (4)

A NEW CHAPTER 144 SECTION 20 IS ADDED AS FOLLOWS:

- (1) Persons who fail to obtain a license as required within the time period specified in this chapter shall be fined \$5.00 for each month or part of a month they are late in obtaining such license, up to a maximum fine of \$5.00 per dog.

Keith Ratell stated basically you set the fees and we collect them. It would be easier with a sliding scale; we have a hard time collecting the \$25.00 fee, when we go up to \$50.00 that will be harder to collect. Back in 2005 the total money called for dogs was around \$12,000.00; this year so far it's over \$45,000.00

Councilor McLellan stated I personally think we should leave it at the \$25.00.

Councilor Zygarowski questioned what if they don't pay it? Keith Ratell answered we send out a series of letters stating that their names will now go to the law department.

Councilor Demers stated you are better off putting the fee higher. If it goes to court, the Court Magistrate will knock it down.

Committee Vote 5-0 unfavorable

## **ITEM #3**

BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and hereby further amended as follows:

Add: Chapter 230-22 E Storm Line Connection Fee Schedule

<u>Cost</u>	<u>Description</u>
\$ 0.00	A resident who completed separation work on their property prior to a request for a storm drain connection (storm drain pipe from main line to property line) and prior to the installation of the new pipe in front of their property.
\$250.00	A resident's property which has not been separated prior to a request for a storm drain connection and installation of a new pipe in front of their residence, a resident may request a connection in the street. A resident will be billed \$250.00 on their storm/sewer bill. This \$250.00 is fully refundable if the separation on the property is completed and confirmed within five (5) years of the date of the request for a storm drain connection.
Full Cost	If a new pipe is installed in front of a residence and the resident chooses not to request a storm drain connection and pay the deposit, the resident will be responsible for all future storm drain separation and connection costs associated with connection to the pipe in the street.

Tom Hamel stated that we're doing three sewer projects right now; one is 74,000 feet of sewer. We're putting in a new sewer pipe to carry sanitary sewer and the other one is for all storm water so we don't get a back up. We need to get customers to connect to the storm drains. The Sewer Commissions intent is to not collect any additional funds but, to separate their water. What we propose is to get a buy in. Our cost is about \$400.00 - \$500.00 to get connection off the street. If the customer wants the connection they will be billed \$250.00 and when the separation is complete they will receive a full refund of \$250.00. This would give the customer a financial incentive.

Councilor Krampits questioned would Engineer also be reviewing it? Tom Hamel answered yes. Councilor Krampits questioned if you have a sump pump is it going to be required to hook up to this connection? Tom Hamel answered yes if it becomes a nuisance.

Councilor Tillotson questioned what happens if they want to let the water run from the roof onto their lawn? Tom Hamel answered as long as their not creating a nuisance. If they want we can do a site visit to give them some initial advice. You're not allowed to shed water to your neighbors' property; we would conduct to the Law Department to proceed against those people.

Councilor Demers stated it's a no brainer; if you want it you pay it up front and then you get it back.

Committee vote        5 – 0 favorable.

#### **ITEM #4**

BE IT ORDAINED by the City Council of the City of Chicopee as follows: that Chapter 260, as amended on February 21, 1995, be further amended by adding to the following in schedule:

I        Parking Regulations

CHICOPEE STREET

West side for a distance of 35 feet at the corner of Chicopee Street and Warregan Street in front of 550 Chicopee Street

NO PARKING HERE TO CORNER

Motion made to defeat.

Committee vote        5 – 0 unfavorable.

#### **ITEM #5**

BE IT ORDAINED by the City Council of the City of Chicopee as follows: that Chapter 260, as amended on February 21, 1995, be further amended by adding to the following in schedule:

HANDICAP PARKING

18 Laurel Street

Sign on Holly Street

HANDICAP PARKING

The following recommendation was received from City Engineer, Steve Frederick, "The Engineering Department has conducted a site investigation for the above referenced request. It is my opinion that this location is not adequate for an on-street handicap parking. The pavement width is 26' with each travel lane approximately 13' wide. A handicap space needs an 8' wide space with a 4' accessible aisle. That leaves a 1' available for vehicular travel which is grossly inadequate."

Committee vote        5 – 0 unfavorable.

**ITEM #6**

Minutes – March 9, 2010. Moreau motion to accept. Motion passed.

Meeting adjourned at 7:01 p.m.